

1 ROBERT HAWKINS #131159
2 CHAPTER 7 TRUSTEE
3 1849 NORTH HELM, SUITE 110
FRESNO, CALIFORNIA 93727
(559) 255-0555

4 Chapter 7 Trustee

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7 **IN THE UNITED STATES BANKRUPTCY COURT**
8 **EASTERN DISTRICT OF CALIFORNIA**

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11 In the Matter of Case No. 09-62159-A-7F
12 JESSIE GUILLEN, DC No. RHT-1

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16 Debtor. / **TRUSTEE'S MOTION FOR**
AUTHORIZATION TO SELL
PERSONAL PROPERTY
11 U.S.C. §363

Date: April 14, 2010
Time: 9:00 a.m.
Dept: A

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18 **TO THE HONORABLE WHITNEY RIMEL, UNITED STATES BANKRUPTCY**

19 **JUDGE:**

20 Robert Hawkins respectfully represents:

- 21 1. He is the duly appointed, qualified, and acting trustee of the above-entitled estate.
22 2. The above-captioned case was filed under Chapter 7 on or about December 14, 2009,

23 and Robert Hawkins was appointed Chapter 7 Trustee.

- 24 3. This Court has jurisdiction over this proceeding by virtue of 28 U.S.C. §1334(a).
25 This is a "core" proceeding pursuant to 28 U.S.C. §157(b)(2)(A). This motion is brought pursuant
26 to 11 U.S.C. §363.

- 27 4. Among the assets of this estate is a 2002 Chrysler Sebring with a fair market value
28 of approximately \$2,500.00.

5. The Trustee has received an offer from the debtor, Jessie Guillen, to purchase the above-described asset for the total sum of \$2,000.00. The funds have been received by the estate.

6. In deciding to accept the debtor's proposed offer, the Trustee took into consideration the fair market value of the vehicle and the costs associated with taking possession of, storing, and selling the vehicle at auction. The Trustee does not believe that the estate would net a higher amount by selling the asset at auction.

7. The Trustee believes that sale of the above-described property on the terms set forth above is in the best interest of the creditors of this estate and all parties in interest.

WHEREFORE, the Trustee prays that after appropriate notice and opportunity to be heard, he be authorized to sell the above-described asset to the debtor, Jessie Guillen, for the total sum of \$2,000.00.

DATED: FEBRUARY 24, 2010

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